



DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter claimed and for which a patent is sought on the invention entitled:

APPARATUS FOR DEMINERALIZING OSTEOINDUCTIVE BONE,

the specification of which

[] is attached hereto OR

[X] was filed on December 11, 2003 as Application Serial No. 10/732,799.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Priority Claimed

Number Country Day/Month/Year filed

Yes No

I hereby claim the benefit under 35 USC 119(e) of any United States provisional application(s) listed below.

Prior Provisional Application(s):

| <u>Application Number</u> | <u>Filing Date</u> |
|---------------------------|--------------------|
| 60/152,272 | September 3, 1999 |

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or Section 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U. S. Non-Provisional Application(s):

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Status: Patented, Pending, Abandoned</u> |
|-------------------|--------------------|---|
| 10/180,989 | June 26, 2002 | Pending |
| 09/655,711 | September 5, 2000 | Patented |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the

like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby grant the firm of WILMER CUTLER PICKERING HALE AND DORR LLP the power to insert on this Declaration any further identification, including the application number and filing date, which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

I hereby appoint all registered practitioners listed at **customer number 24395**, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and all future correspondence should be addressed to them at the address at **customer number 24395**, and specifically:

WILMER CUTLER PICKERING HALE AND DORR LLP
1455 Pennsylvania Avenue, NW
Washington, DC 20004
TEL 202.942.8400
FAX 202.942.8484

Full name of sole or first inventor: Barton D. Gaskins

Inventor's signature: Barton D. Gaskins

Date: 7/21/04

Residence: Chesapeake, Virginia

Citizenship: United States

Post Office Address: 2819 Meadow Wood Drive West, Chesapeake, Virginia 23321

Full name of second inventor: Louis Ford

Inventor's signature: [Signature]

Date: 7/21/04

Residence: Virginia Beach, Virginia

Citizenship: United States

Post Office Address: 720 Carolina Avenue, Virginia Beach, Virginia 23451

Full name of third inventor: Debra Moore-Smith

Inventor's signature: _____

Date: _____

Residence: Chesapeake, Virginia

Citizenship: United States

Post Office Address: 4517 Miarfield Arc, Chesapeake, Virginia 23321

Full name of fourth inventor: Robert K. O'Leary

Inventor's signature:

Date:

Residence: Deltaville, Virginia

Citizenship: United States

Post Office Address: 862 Bland Point Road, Deltaville, Virginia 23043

Full name of fifth inventor: Anne Wilson

Inventor's signature:

Anne S. Wilson

Date: 7-21-04

Residence: Virginia Beach, Virginia

Citizenship: United States

Post Office Address: 600 E. Lynn Shores Circle, Virginia Beach, Virginia 23452

Full name of sixth inventor: Lloyd Wolfinbarger, Jr.

Inventor's signature:

L. Wolfinbarger

Date: 7/21/04

Residence: Norfolk, Virginia

Citizenship: United States

Post Office Address: 1509 Cedar Lane, Norfolk, Virginia 23508



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| Prior Foreign Application(s): | | | Priority Claimed | |
|--------------------------------------|----------------|-----------------------------|-------------------------|-----------|
| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year filed</u> | <u>Yes</u> | <u>No</u> |

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| 60/152,272 | September 3, 1999 |

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I hereby grant the firm of Wilmer Cutler Pickering Hale and Dorr LLP the power to insert on this Declaration any further identification, including the application number and filing date, which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

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Wilmer Cutler Pickering Hale and Dorr LLP
1455 Pennsylvania Avenue, NW
Washington, DC 20004
TEL 202.942.8400
FAX 202.942.8484

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|--|-------|
| Full name of sole or first inventor: Barton D. Gaskins | |
| Inventor's signature: | Date: |
| Residence: Chesapeake, Virginia | |
| Citizenship: United States | |
| Post Office Address: 2819 Meadow Wood Drive West, Chesapeake, Virginia 23321 | |

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| | |
|--|-------|
| Full name of second inventor: Louis Ford | |
| Inventor's signature: | Date: |
| Residence: Virginia Beach, Virginia | |
| Citizenship: United States | |
| Post Office Address: 720 Carolina Avenue, Virginia Beach, Virginia 23451 | |

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|---|-------|
| Full name of third inventor: Debra Moore-Smith | |
| Inventor's signature: | Date: |
| Residence: Chesapeake, Virginia | |
| Citizenship: United States | |
| Post Office Address: 4517 Miarfield Arc, Chesapeake, Virginia 23321 | |

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|---|--------------|
| Full name of fourth inventor: Robert K. O'Leary | |
| Inventor's signature: <i>Robert K. O'Leary</i> | Date: 8/9/04 |
| Residence: Deltaville, Virginia | |
| Citizenship: United States | |
| Post Office Address: 862 Bland Point Road, Deltaville, Virginia 23043 | |

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| | |
|--|-------|
| Full name of fifth inventor: Anne Wilson | |
| Inventor's signature: | Date: |
| Residence: Virginia Beach, Virginia | |
| Citizenship: United States | |
| Post Office Address: 600 E. Lynn Shores Circle, Virginia Beach, Virginia 23452 | |

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| | |
|---|-------|
| Full name of sixth inventor: Lloyd Wolfenbarger, Jr. | |
| Inventor's signature: | Date: |
| Residence: Norfolk, Virginia | |
| Citizenship: United States | |
| Post Office Address: 1509 Cedar Lane, Norfolk, Virginia 23508 | |

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